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RE: Serial Number: 09/993,751
Attorney Docket Number: 1311E
DATE: October 26, 2004 FAX NUMBER: (703) 872-9306
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PTO/SB/97 (08-03)

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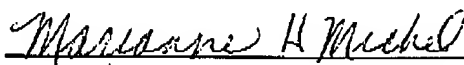
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|---|----|------------------------|-------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | | Application Number | 09/993,751 |
| | | Filing Date | November 16, 2001 |
| | | First Named Inventor | David G. Charne |
| | | Art Unit | 1638 |
| | | Examiner Name | David H. Kruse |
| Total Number of Pages in This Submission | 13 | Attorney Docket Number | 1311E |

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|-------------------------|--------------------------|--|--|
| Firm or Individual name | Marianne H. Michel | | |
| Signature | <i>Marianne H Michel</i> | | |
| Date | October 26, 2004 | | |

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application. No. : 09/993,751 Confirmation No. 8260
Applicant : David G. Charne, et al.
Filed : November 16, 2001
TC/A.U. : 1638
Examiner : David H. Kruse
Docket No. : 1311E
Customer No. : 27310
Title : Brassica with Resistance to an AHAS-Inhibitor Herbicide
and Blackleg Disease

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Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
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AMENDMENT

In response to the Office Action of September 1, 2004, please amend the above-identified application as follows:

Introductory Comments

Claims 1-15 and 35-40 are pending in the present application. New claim 41 has been added.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.